IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

MONDAY, THE 25TH JUNE 2007 / 4TH ASHADHA 1929

WP(C).No. 11263 of 2004(N)

PETITIONER:

AMMINI, W/O.VASU, KAILASATHUVELI HOUSE,
CHERTHALA NORTH MURI, CHERTHALA.

BY ADV. SRI.J.OM PRAKASH

RESPONDENTS:

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1. JOHN, S/O.JOSEPH, POLLECHIRA HOUSE,
CHERTHALA VADAKKUM MURI, CHERTHALA.P.O.

2. PUSHKARAN, S/O.KUMARAN, KAILASATHUVELI
HOUSE, -DO- -DO-

3. THANKAPPAN, S/O.KUNJAN, -DO- -DO-

4. SANTHOSH, S/O.SUKUMARAN, -DO- -DO-

5. PURUSHAN, S/O.NARAYANAN, -DO- -DO-

BY ADV. SRI.G.GOPAKUMAR (CHERTHALA)
SRI.RASHEED C.NOORANAD

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 25/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC.11263/04

APPENDIX

PETITIONER'S EXTS:

EXT.P1 – TRUE COPY OF PLAINT IN O.S.133/04 OF MUNSIFF'S COURT, CHERTHALA

EXT.P2 – TRUE COPY OF OBJECTION FILED BY RESPODNENTS IN I.A.711/04 DT.19.3.04.

EXT.P3 – TRUE COPY OF REPORT AND ROUGH PLAN FILED BY ADV.M.M.SALICHAN, ADV.COMMR. IN O.S.133/03

EXT.P4 – TRUE COPY OF I.A.987/04 IN O.S.133/04 OF MUNSIFF'S COURT, CHERTHALA.

EXT.P5 – TRUE COPY OF ORDER IN I.A.987/04 IN O.S.133/04 DT.23.3.04.

/TRUE COPY/

PIUS C. KURIAKOSE, J.

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W.P.(C)No.11263 OF 2004

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DATED THIS THE 25TH JUNE, 2007

J U D G M E N T

Having regard to the rival submissions addressed before me by Sri.J.Omprakash, counsel for the petitioner and Sri.G.Gopakumar, counsel for the respondents, I am of the view that the only relief which the petitioner can aspire for is to have a direction to the learned Munsiff to dispose of the suit early. Under these circumstances, the Writ Petition is disposed of directing the Munsiff, Cherthala to special list O.S.No.133 of 2004 in the earliest available special list and to try and dispose of that suit in accordance with law as early as possible.

(PIUS C.KURIAKOSE, JUDGE)

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